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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 KEVIN WILLIAM ROST, JR.,

12 Plaintiff,

13 v.

14 KINGS COUNTY JAIL, *et al.*,

15 Defendants.
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Case No. 1:20-cv-00227-BAM (PC)

ORDER DENYING MOTION TO PROCEED
IN FORMA PAUPERIS WITHOUT
PREJUDICE

(ECF No. 2)

ORDER REQUIRING PLAINTIFF TO FILE
COMPLETED APPLICATION TO PROCEED
IN FORMA PAUPERIS OR PAY FILING FEE

THIRTY (30) DAY DEADLINE

19 Plaintiff Kevin William Rost, Jr. is a pretrial detainee proceeding *pro se* in this civil rights
20 action pursuant to 42 U.S.C. § 1983.

21 Currently before the Court is Plaintiff's application to proceed *in forma pauperis*, filed on
22 February 13, 2020. ((ECF No. 2.))

23 However, Plaintiff's application to proceed *in forma pauperis* is incomplete. Specifically,
24 the certificate portion of the application is not filled-out, dated, and signed by an authorized
25 officer of the Kings County Jail and there is no certified copy of Plaintiff's Kings County Jail
26 trust account statement for the six-month period immediately preceding the filing of Plaintiff's
27 complaint attached to the application as the instructions require. Plaintiff must submit a
28 completed application, including a certified copy of his trust account statement from the Kings

1 County Jail, if he wishes for his application to proceed *in forma pauperis* to be considered by the
2 Court.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. Plaintiff's motion to proceed *in forma pauperis*, (ECF No. 2), is DENIED without
5 prejudice;
- 6 2. The Clerk of the Court is directed to serve a blank *in forma pauperis* application
7 for a prisoner on Plaintiff;
- 8 3. Within **thirty (30) days** from the date of service of this order, Plaintiff shall file
9 the attached application to proceed *in forma pauperis*, completed and signed,
10 including a certified copy of his jail trust account statement for the past six
11 months, or, in the alternative, pay the \$400.00 filing fee for this action;
- 12 4. No extension of time will be granted without a showing of good cause; and
- 13 5. **Plaintiff is warned that the failure to comply with this order will result in the**
14 **recommendation dismissal of this action without prejudice.**

15 IT IS SO ORDERED.
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17 Dated: February 14, 2020

17 /s/ Barbara A. McAuliffe
18 UNITED STATES MAGISTRATE JUDGE
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